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AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FILED ON: January 25, 2008

FILE NO.: 08 CV 00897
CASE NO.: 08 CV 00897

MARIE BASULTO,

Plaintiff(s) - Petitioner(s)

M SPORTS, INC., ET AL.

Defendant(s) - Respondent(s)

STATE OF NEW YORK

COUNTY OF WESTCHESTER

I, John Catlin, being duly sworn, deposes and says that defendant is over the age of eighteen years, is not a party to this proceeding and resides in New York State.

March 4, 2008 at 3:34 PM
Defendant served the within SUMMONS IN A CIVIL ACTION & VERIFIED COMPLAINT - JURY TRIAL DEMANDED
on JAY MATTHEW, DEFENDANT
address: 380 Saw Mill River Rd.

City & State: Elmsford, NY 10523

MANNER OF SERVICE

INDIVIDUAL By delivering a true copy of each to said recipient personally; defendant knew the person so served to be the person described as said recipient thereinCORPORATION A corporation, by delivering thereto a true copy of each to personally, defendant knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be thereofMAIL PAGE by delivering thereto a true copy of each to KAREN DICKERSON (Managing Atty) a person of suitable age and discretion. Said premises is recipient's actual place of business.MAIL TO by affixing a true copy of to the door of said premises which is recipient's. Defendant was unable, with due diligence to find recipient or a person of suitable age and discretion, thereto, having called there. Defendant talked to premises who stated that recipientMAIL TO RESIDENCE Within 20 days of such delivery or affixing, defendant enclosed a copy of same in a first class postage envelope properly addressed to recipient at recipient's last known residence, at and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.MAIL TO BUSINESS Within 20 days of such delivery or affixing, defendant enclosed a copy of same in a first class postage envelope properly addressed to recipient's actual place of business, at 380 Saw Mill River Rd. Elmsford, NY 10523 in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.DESCRIPTION Defendant describes the person actually served as:Sex: FEMALE Skin Color: BLACK SKIN Hair Color: BROWN HAIR
Approx. Age: 21-35 YRS. Approx. Height: 5'0"-5'3" Approx. Weight: 100-130 LBS.

Other identifying features:

I am authorizing travelling expenses and one day's witness fee

MILITARY I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above named. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Signed before me on MARCH 5, 2008

 JOHN CATLINAMY KING
Notary Public, State of New York
Reg. No. 01K16149419
Qualified in Westchester County
Commission Expires July 10, 2010